



VILLAGE OF MONTGOMERY

ORDINANCE NO. 1848

**AN ORDINANCE ADOPTING CERTAIN NATIONAL CODES AND AMENDING SECTION 6-3 OF THE
VILLAGE OF MONTGOMERY CODE OF ORDINANCES
(2015 INTERNATIONAL MECHANICAL CODE)
VILLAGE OF MONTGOMERY, KANE AND KENDALL COUNTIES, ILLINOIS**

PASSED BY THE PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF MONTGOMERY, KANE AND KENDALL COUNTIES, ILLINOIS
THIS 25TH DAY OF FEBRUARY, 2019.

PUBLISHED IN PAMPHLET FORM BY AUTHORITY
OF THE PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF MONTGOMERY, KANE AND KENDALL COUNTIES,
ILLINOIS, THIS 25TH DAY OF FEBRUARY, 2019.

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VILLAGE OF MONTGOMERY, KANE AND KENDALL COUNTIES, ILLINOIS**

BE IT ORDAINED by the Board of Trustees of the Village of Montgomery, Kane and Kendall Counties, Illinois as follows:

WHEREAS; the Village of Montgomery (“Village”) is not a home rule municipality within Article VII, Section 6A of the 1970 Constitution of the State of Illinois, and accordingly, acts pursuant to those powers granted to it under 65 ILCS 5/1-1 *et seq.*, and,

WHEREAS; the Board of Trustees of the Village of Montgomery (“Village Board”) finds that the best interest of the Village and the health and welfare of its residents are best served by regulating certain mechanical systems within the Village; and,

NOW THEREFORE BE IT ORDAINED by the President and Board of Trustees of the Village of Montgomery, Kane and Kendall Counties, Illinois, as follows:

SECTION ONE: TEXT AMENDMENT

That Section 6-3 of the Village Code shall be amended to read as follows:

Sec. 6-3 – Mechanical Code – Adopted.

Those certain documents, one copy of which is on file in the Village Clerk's office, being marked and designated as the 2015 International Mechanical Code, and all future editions thereof, be and are hereby adopted as the mechanical code of the village, subject to the local amendments set forth herein.

The 2015 International Mechanical Code is hereby amended as follows:

Section 101.1 Title is hereby amended by replacing, “[NAME OF JURISDICTION]” with “the Village of Montgomery”.

Section 102.8 Referenced codes and standards is hereby amended by adding the following sentence: “All references to the International Plumbing code shall be deemed to mean the Illinois Plumbing Code.”

Section 103.2 Appointment is hereby amended by replacing, “The Code Official shall be appointed by the chief appointing authority of the jurisdiction.” with, “The Director of Community Development or their designee shall serve as the Code Official for the Village of Montgomery.”

Section 106.5.2 Fee Schedule is hereby amended by replacing: “[JURISDICTION TO INSERT APPROPRIATE SCHEDULE]” with, “Fees shall be determined by the Montgomery Village Ordinance and may be amended from time to time.”

Section 108.4 Violation Penalties is hereby amended by entirely deleting and replacing with “The fines shall be established by the Montgomery Village ordinance fee schedule”.

Section 109.2 Membership of board and all subsections are hereby entirely deleting and replacing with “The Boards of Appeals shall consist of the Montgomery Village Board”.

Section 303.3 Prohibited locations is hereby amended by adding the following subsection:

303.3.1 Residential occupancies Units designed to condition habitable spaces of the homes shall not be located in a garage, except as permitted by section 303.3 exception #3”.

(Ord. No. 394, 8-28-78; Ord. No. 486, 7-26-82; Ord. No. 990, § 3, 2-11-02; Ord. No.1285, § 1, 9-11-06)

SECTION TWO: GENERAL PROVISIONS

REPEALER: All ordinances or portions thereof in conflict with this Ordinance are hereby repealed.

SEVERABILITY: Should any provision of this Ordinance be declared invalid by a court of competent jurisdiction; the remaining provisions will remain in full force and effect the same as if the invalid provision had not been a part of this Ordinance.

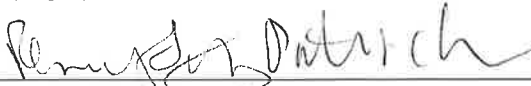
EFFECTIVE DATE: This Ordinance shall be in full force and effect from and after its approval, passage and publication in pamphlet form as provided by law.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Montgomery, Kane and Kendall Counties, Illinois this 25th day of February, 2019.



Matthew Brolley
President of the Board of Trustees of the Village of Montgomery

ATTEST:



Penny FitzPatrick
Village Clerk of the Village of Montgomery



Aye Nay Absent Abstain

Trustee Stan Bond	<u>Vacant</u>	—	—	—
Trustee Pete Heinz	—	—	✓	—
Trustee Steve Jungermann	✓	—	—	—
Trustee Denny Lee	✓	—	—	—
Trustee Doug Marecek	✓	—	—	—
Trustee Theresa Sperling	✓	—	—	—
Village President Matthew Brolley	<u>No Vote cast</u>	—	—	—